

HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DINAH CANADA, MARIE JOHNSON-  
PEREDO and ROBERT HEWSON on behalf  
of themselves and all others similarly situated,

Plaintiffs,

v.

MERACORD, LLC; LINDA REMSBERG and  
CHARLES REMSBERG, individually and on  
behalf of the marital community; LLOYD E.  
WARD and AMANDA GLEN WARD,  
individually and on behalf of the marital  
community; LLOYD WARD, P.C.; LLOYD  
WARD & ASSOCIATES, P.C.; THE LLOYD  
WARD GROUP, P.C. (D/B/A LLOYD  
WARD GROUP II); WARD HOLDINGS,  
INC.; and SETTLEMENT COMPLIANCE  
COMMISSION, INC.,

Defendants.

No. 3:12-CV-05657-BHS

**NOTICE REGARDING OUTCOME  
OF DEFENDANT'S APPEAL IN  
RELATED RAJAGOPALAN CASE**

In its order dated January 31, 2013, this Court stayed this action as to Plaintiffs Canada and Hewson "until the appeal in *Rajagopalan*<sup>1</sup> is resolved." Dkt. No. 80 at 7.

Plaintiffs advise the Court that on May 20, 2013, the Ninth Circuit issued a per curiam opinion affirming this Court's order denying Meracord's motion to compel arbitration in the *Rajagopalan* case. See *Rajagopalan v. NoteWorld, LLC*, No. 12-35205, slip. op. at 8 (9th Cir.

<sup>1</sup> *Rajagopalan v. NoteWorld*, No. 11-cv-05574-BHS (W.D. Wash., filed July 26, 2011).

1 May 20, 2013) (“*Rajagopalan Appeal*”). The Ninth Circuit agreed with this Court that Meracord  
2 was not entitled to invoke the arbitration clause contained in the Front Debt Settlement Company  
3 contract, either as a third-party beneficiary or under the doctrine of equitable estoppel.

4 Dated this 28th day of May, 2013.

5 Respectfully submitted,

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**CERTIFICATE OF SERVICE**

On May 28, 2013, I caused to be electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record:

- **Pamela Marie Andrews**  
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Executed this 28th day of May, 2013, in Seattle, Washington.

HAGENS BERMAN SOBOL SHAPIRO LLP

By: /s/ Steve W. Berman  
Steve W. Berman